

**Introduced by Senator Ashburn**February 22, 2005

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An act to add Section 42506.5 to the Health and Safety Code, relating to air pollution.

## LEGISLATIVE COUNSEL'S DIGEST

SB 976, as introduced, Ashburn. Air quality: stationary sources.

Existing law establishes the Protect California Air Act of 2003 for the purpose of attaining and maintaining ambient air quality standards by the earliest practicable date, protecting public health and welfare from the adverse effects of air pollution, and ensuring that economic growth will occur in a manner consistent with the preservation of existing clean air resources. Existing law prohibits air pollution control districts and air quality management districts from amending or revising their new source review rules or regulations to be less stringent than those rules or regulations that existed on December 30, 2002, except under certain circumstances.

This bill would exempt from the requirements of the Protect California Air Act of 2003 the replacement of any permitted stationary source on a military installation, provided that the actual emissions of the replacement stationary source, based on an enforceable condition on the replacement source, are at least 10% lower than the existing permitted source.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 42506.5 is added to the Health and
- 2 Safety Code, to read:

1     42506.5. This chapter does not apply to the replacement of  
2     any permitted stationary source on a military installation,  
3     provided that the actual emissions of the replacement stationary  
4     source, based on an enforceable condition on the replacement  
5     source, are at least 10 percent lower than the existing permitted  
6     source.

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